

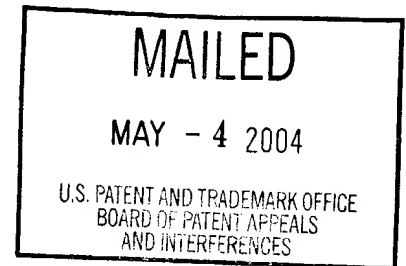
The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Ex parte KENNETH F. BUECHLER and
PAUL H. McPHERSON

Application No. 09/349,194



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on March 26, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A Request for Oral Hearing was received January 16, 2004. However, it does not appear that the fee has been applied.

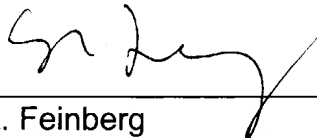
Accordingly, it is

ORDERED that the application is returned to the Examiner for resolution of the above matter, and for such further action as may be appropriate.

Application No. 09/349,194

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES



Craig R. Feinberg
Program and Resource Administrator
(703) 308-9797

Foley & Lardner
402 west Broadway
23rd Floor
San Diego, CA 92101

RA04-0438
dem